

1 EDMUND G. BROWN JR.
Attorney General of California
2 ALFREDO TERRAZAS
Senior Assistant Attorney General
3 ARTHUR D. TAGGART
Supervising Deputy Attorney General
4 State Bar No. 083047
1300 I Street, Suite 125
5 P.O. Box 944255
Sacramento, CA 94244-2550
6 Telephone: (916) 324-5339
Facsimile: (916) 327-8643

7 *Attorneys for Complainant*

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10 **BEFORE THE**
11 **BOARD OF REGISTERED NURSING**
12 **DEPARTMENT OF CONSUMER AFFAIRS**
13 **STATE OF CALIFORNIA**

14 In the Matter of the Accusation Against:

Case No. 2010-63

15 **MARTHA ANN SLINKARD, aka**
16 **MARTHA ANN ADAMS SLINKARD, aka**
17 **MARTHA SLINKARD**
2050 Buena Vista Avenue, #D
Alameda, California 94501

A C C U S A T I O N

18 **Registered Nurse License No. RN 291440**

19 *Respondent.*

20
21 Louise R. Bailey, M.Ed., RN ("Complainant") alleges:

22 **PARTIES**

23 1. Complainant brings this Accusation solely in her official capacity as the Interim
24 Executive Officer of the Board of Registered Nursing ("Board"), Department of Consumer
25 Affairs.

26 **License History**

27 2. On or about July 31, 1978, the Board issued Registered Nurse License Number
28 291440 ("license") to Martha Ann Slinkard, also known as Martha Ann Adams Slinkard and

1 Martha Slinkard ("Respondent"). The license was in full force and effect at all times relevant to
2 the charges brought herein and will expire on September 30, 2009, unless renewed.

3 **STATUTORY PROVISIONS**

4 3. Section 2750 of the Business and Professions ("Code") provides, in pertinent part,
5 that the Board may discipline any licensee, including a licensee holding a temporary or an
6 inactive license, for any reason provided in Article 3 (commencing with Code section 2750) of
7 the Nursing Practice Act.

8 4. Code section 2764, in pertinent part, that the expiration of a license shall not deprive
9 the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to
10 render a decision imposing discipline on the license.

11 5. Code section 118, subdivision (b), provides that the suspension, expiration, surrender,
12 or cancellation of a license shall not deprive the Board of jurisdiction to proceed with a
13 disciplinary action during the period within which the license may be renewed, restored, reissued
14 or reinstated.

15 6. Code section 2761 states, in pertinent part:

16 The board may take disciplinary action against a certified or
17 licensed nurse or deny an application for a certificate or license for any of
the following:

18 (a) Unprofessional conduct, which includes, but is not limited to,
19 the following:

20 (4) Denial of licensure, revocation, suspension, restriction, or any
21 other disciplinary action against a health care professional license or
22 certificate by another state or territory of the United States, by any other
government agency, or by another California health care professional
licensing board. A certified copy of the decision or judgment shall be
conclusive evidence of that action.

23 **COST RECOVERY**

24 7. Code section 125.3 provides, in pertinent part, that the Board may request the
25 administrative law judge to direct a licensee found to have committed a violation or violations of
26 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and
27 enforcement of the case.

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1 **CAUSE FOR DISCIPLINE**

2 **(Out-of-State Discipline)**

3 8. Respondent is subject to disciplinary action under Code section 2761, subdivision
4 (a)(4), on the grounds of unprofessional conduct, in that Respondent was disciplined by the
5 Arkansas State Board of Nursing ("Arkansas Board"). In the action entitled, *In the Matter of*
6 *Martha Slinkard, R.N.*, pursuant to the Arkansas Board's Findings of Fact, Conclusions of Law
7 and Order, effective July 6, 1988, the Arkansas Board placed Respondent's Registered Nurse
8 License on suspension for a period of two years until such time as Respondent requests a hearing
9 for the reinstatement of her registered nurse license. The underlying circumstances of the
10 disciplinary action are that during Respondent's employment as a registered nurse in the State of
11 Arkansas, from approximately December 1987 through March 1988, Respondent obtained
12 controlled substances for her own use and failed to make accurate entries and/or false entries into
13 records pertaining to the administration of narcotics. A copy of the Board's Order is attached as
14 Exhibit A, and is incorporated herein.

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1 **PRAYER**


2 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Board of Registered Nursing issue a decision:

4 1. Revoking or suspending Registered Nurse License Number RN 291440, issued to
5 Martha Ann Slinkard, also known as Martha Ann Adams Slinkard and Martha Slinkard;

6 2. Ordering Martha Ann Slinkard, also known as Martha Ann Adams Slinkard and
7 Martha Slinkard, to pay the Board of Registered Nursing the reasonable costs of the investigation
8 and enforcement of this case, pursuant to Business and Professions Code section 125.3; and,

9 3. Taking such other and further action as deemed necessary and proper.

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11 DATED: 8/5/09


LOUISE R. BAILEY, M.Ed., RN
Interim Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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EXHIBIT A

Arkansas State Board of Nursing, Court Order



ARKANSAS STATE BOARD OF NURSING

1123 S. University Avenue, Suite 800, University Tower Building, Little Rock, AR 72204
Phone: (501) 686-2700 Fax: (501) 686-2714 www.arsbn.org

Faith Fields
Executive Director

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Board Members:

Kathy Hicks
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Vice President
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Cassandra Harvey
Brinkley

Roger Huff
Springdale

Sandra Priebe
Mountain Home

Doris Scroggin
Vilonia

Cathleen Shultz
Searcy

March 27, 2009

ATTN: Wendy Garske
California Board of Registered Nursing
1625 N. Market Blvd., Suite N-217
Sacramento, CA 95834-1924

CERTIFICATION

I, Phyllis DeClerk, Registered Nurse, Director of Nursing Practice, do hereby certify that the attached copy of the Arkansas State Board of Nursing's disciplinary documents, regarding Martha Ann Adams Slinkard, RN License No. R15140, D.O.B. 08/03/1952, SSN No. 431-96-5575, is a true and correct copy of the original documents on file in the office of the Arkansas State Board of Nursing.

Phyllis DeClerk, RN,
Director of Nursing Practice



BEFORE THE ARKANSAS STATE BOARD OF NURSING

IN THE MATTER OF:

MARTHA SLINKARD, RN

RN 6-8-88

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND ORDER

A hearing on the captioned matter was held before the Arkansas State Board of Nursing on June 8, 1988, at the offices of the Arkansas State Board of Nursing, 1123 S. University, Suite 800, University Tower Building, Little Rock, Arkansas. The Board was represented by its attorney, Assistant Attorney General Jennifer A. Love. Martha Slinkard, ^{PA}~~LPN~~, hereinafter referred to as Respondent, did not appear before the Board. On the basis of testimony and other evidence presented the Board makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. During but not limited to December of 1987 through March of 1988, Respondent, willfully and repeatedly violated the Arkansas Nurse Practices Act in that she obtained controlled substances and converted them to her use and was habitually intemperate to the use of drugs.

2. During but not limited to the aforementioned time period Respondent demonstrated unprofessional conduct by failing to make accurate entries and/or by making false entries into the records pertaining to narcotics administration.

CONCLUSIONS OF LAW

Respondent is guilty of violating A.C.A. §17-86-309(a)(4) and (a)(6).

ORDER

IT IS THEREFORE, by the Board, ORDERED, that the license issued to Respondent be suspended for a period of two

MOTION

I MOVE martha Elinhard license as
as R.N. be reinstated Pending
receipt of documentation from
Cal. R.N. Board of diversion
program.

Received California Board
of Nursing Confirmation letter
Aug 10, 1992. Renewal form
mailed M. Oley RN

MOTION
NUMBER

13

SIGNED

L. Davis Bell

DATE

8-6-92

AGENDA
ITEM #

Chaired

SECONDED BY

Patricia Doyle

March 4, 2005
Arkansas State Board of Nursing
1123 S. University Avenue, Suite 800
University Tower Building
Little Rock, Ar. 72204

Arkansas State Board of Nursing.

After much consideration, I have decided that I no longer care to have an Arkansas nursing license and wish to voluntarily surrender my license, R15140. The problem arises because I do not have the license in my possession. My son and I were returning from a trip and my purse was stolen, along with my drivers license, credit cards, social security card and other important papers. I have filed a police report with the Alameda California police department. The officer's name was Officer Vreeland, Badge # 45. The case number is 05-01928. If you wish to confirm this, their address is 1555 Oak St., Alameda, Ca. 94501.

Yours truly,

Marilyn A. Slinkard

Marilyn A. Slinkard

03/07/05 08: 4 510 763 9947 KINRO'S ALABAMA